

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

LA UNIÓN DEL PUEBLO ENTERO, *et al.*,

Plaintiffs,

v.

STATE OF TEXAS, *et al.*,

Defendants.

Civil Action No. 5:21-cv-844 (XR)  
(Consolidated Cases)

**UNOPPOSED<sup>1</sup> JOINT MOTION TO AMEND SCHEDULING ORDER TO SET  
SUMMARY JUDGMENT AND *DAUBERT* MOTION RESPONSE AND REPLY  
DEADLINES**

The United States, Private Plaintiffs, State Defendants, and Intervenor-Defendants jointly request that the Court amend the Second Amended Scheduling Order, ECF No. 579, to set deadlines for responses to pretrial dispositive motions and *Daubert* motions, and replies in support of such motions, beyond the default times for response and reply under the Local Rules, *see* W.D. Tex. L. Civ. R. 7(D)(2), (E)(2). These parties request that the Court set June 9, 2023 as the deadline for any response to a pretrial dispositive motion or *Daubert* motion, and June 30, 2023 as the deadline for any reply in support of a pretrial dispositive motion or *Daubert* motion. Nothing in this motion would alter or amend the trial date or any other pretrial deadline, including the May 12, 2023 deadline for filing a dispositive motion or *Daubert* motion.

Good cause exists to grant this motion to allow full and complete briefing of those issues that may be ripe for summary judgment or a *Daubert* motion and may be resolved before trial,

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<sup>1</sup> Counsel for Harris County District Attorney Kim Ogg, El Paso County District Attorney Yvonne Rosales, and Hidalgo County District Attorney Toribio Palacios have not responded regarding their position

thereby facilitating efficient presentations at trial. The proposed deadlines will not prejudice any party.

All parties to this litigation have conferred regarding this motion. The United States, Private Plaintiffs, State Defendants, and Intervenor-Defendants all join in the motion. County Defendants do not oppose the motion.

DATE: April 15, 2023

Respectfully submitted,

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### **CERTIFICATE OF CONFERRAL**

Pursuant to Local Rule CV-7(G), I hereby certify that the United States conferred with counsel for all parties in this action regarding the proposed modification of the Scheduling Order, and that the parties' positions as conveyed to the United States are represented in the body of the motion.

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 15, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of this filing to counsel of record.

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